THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :2987 of 2007

DATED:19-02-2007

N.Suryakantam & another.

.....
PETITIONERS

AND

The Government of A.P.,
Rep. by its Minister/Secretary,
Tribal Welfare,
Secretariat,
Hyderabad & 3 others.

.....RESPONDENTS

ORDER:

Heard the learned counsel for the petitioners as well as the learned Government Pleader for Social Welfare appearing for the respondents.

2. Petitioners seek a writ of mandamus directing the 1st respondent in not disposing either the stay petition or revision petition against the orders of the Agent to the Government vide S.R.A.No.17/2006 dated 08-01-2007 and making attempts to dispossess the petitioners from the lands covered by the orders of the 2nd respondent, as illegal and arbitrary.

3. It is the case of the petitioners that on a case initiated against them by the respondents 3 and 4 in Sr.No.60 of 2006 and 72 of 2006 on the file of the Special Deputy Collector, Tribal Welfare, Polavaram, an order, 18-10-2006, has been passed ejecting the petitioners from the lands in Survey Nos.3/1, admeasuring Ac.2.50 cents, 4/2D admeasuring Ac.1.73 cents, 3/3 admeasuring Ac.3.47 cents, 4/3A admeasuring Ac.2.48 cents, 4/2A admeasuring Ac.2.03 cents, and 4/3B admeasuring Ac.0.54 cents of Tatiyakulagudem village, Jeelugumilli mandal as they are found in possession in contravention of the A.P. (Scheduled Area) Regulation 1/59 as amended by Regulation 1/70. Aggrieved by the same, the petitioners filed an appeal before the Agent to the Government and District Collector,

West Godavari District, in

Sr.No.17/2006(F2) and the said appeal has been dismissed by order, dated 08-01-2007, against which the petitioners filed a revision before the Government/1st respondent on 31-01-2007 along with an application to grant stay. It is stated that neither the appeal nor the revision nor even the stay application has been disposed of.

4. Having regard to the facts and circumstances and without expressing any opinion on the merits of the case, the Writ Petition is disposed of directing the 1st respondent to consider and dispose of the revision filed against the order, dated 08-01-2007, in S.R.A.No.17/2006 (F2) of the Agent to the Government and the District Collector, West Godavari District, as expeditiously as possible after giving reasonable opportunity to all the concerned, and pending disposal of the revision, *status quo* obtaining as on today shall be maintained. No order as to costs.

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V.ESWARAIAH,J

19th February, 2007.

Note:

Furnish C.C. of the order within three days.

B/o

Tsy